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3
4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

6 * * *

7 CHADD M. HILLEN,

8 Plaintiff(s),

9 v.

10 NANCY A. BERRYHILL,

11 Defendant(s).

Case No. 2:16-CV-913 JCM (VCF)

ORDER

12
13 Presently before the court is Magistrate Judge Ferenbach's report and recommendation.
14 (ECF No. 29). No objections have been filed, and the deadline for filing objections has since
15 passed.

16 This court "may accept, reject, or modify, in whole or in part, the findings or
17 recommendations made by the magistrate." 28 U.S.C. § 636(b)(1). Where a party timely objects
18 to a magistrate judge's report and recommendation, then the court is required to "make a de novo
19 determination of those portions of the [report and recommendation] to which objection is made."
20 28 U.S.C. § 636(b)(1).

21 Where a party fails to object, however, the court is not required to conduct "any review at
22 all . . . of any issue that is not the subject of an objection." *Thomas v. Arn*, 474 U.S. 140, 149
23 (1985). Indeed, the Ninth Circuit has recognized that a district court is not required to review a
24 magistrate judge's report and recommendation where no objections have been filed. *See United*
25 *States v. Reyna-Tapia*, 328 F.3d 1114 (9th Cir. 2003) (disregarding the standard of review
26 employed by the district court when reviewing a report and recommendation to which no
27 objections were made).

1 Magistrate Judge Ferenbach recommended plaintiff's motion for reversal and/or remand
2 be denied, and that defendant's cross-motion to affirm be granted. (ECF No. 29).

3 Plaintiff has not objected to the report and recommendation. Nevertheless, this court finds
4 it appropriate to engage in a *de novo* review to determine whether to adopt the recommendation of
5 the magistrate judge. Upon reviewing the recommendation and underlying briefs, the court finds
6 that good cause appears to adopt the magistrate judge's findings.

7 Accordingly,

8 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Magistrate Judge
9 Ferenbach's report and recommendation (ECF No. 29) be, and the same hereby is, ADOPTED in
10 its entirety.

11 IT IS FURTHER ORDERED that plaintiff's motion to remand (ECF No. 25) be, and the
12 same hereby is, DENIED.

13 IT IS FURTHER ORDERED that defendant's cross motion to affirm (ECF No. 27) be, and
14 the same hereby is, GRANTED.

15 The clerk shall enter judgment accordingly and close the case.

16 DATED January 17, 2018.

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18 UNITED STATES DISTRICT JUDGE